



The Old Dalians' Association

The Daly College, Indore - 452001

Phone: +91 731 2719010 | Mob. +91 9039123111

Website: www.olddalians.org | E-mail: oda.executive@gmail.com

Reg. No. 03/27/01/19643/17

MINUTES OF THE EXTRA ORDINARY GENERAL MEETING OF THE ASSOCIATION HELD ON SUNDAY 12TH FEBRUARY, 2023 AT THE DBA AUDITORIUM, THE DALY COLLEGE.

The Secretary welcomed the ODA members for the first ever EOGM to be held in the history of ODA and he informed that a minimum of 100 members was required to start the EOGM and since more than required number were present the meeting could start.

He informed the House that since this EOGM was called for a specific agenda the discussion shall remain related to the agenda only which was stated as follows,

“To resolve to strike off resolution No. 3 of AGM dt. 31st July 2022 to the extent of imposing punishment of suspension of membership of Mr. Prateek Modi for a period of one year and him not being allowed to hold any position in the ODA forever.”

The Secretary informed the House that an application as a request for EOGM was received from Mr. Parul Dawar (M.No. 1466) and Mr. Navneet Bagree (M.No. 1452), the same was signed by 114 members and had attached along with it a cheque for Rs. 40,000/- the requisite amount to hold an EOGM.

The Secretary then read out the request received from Mr. Navneet Bagree and Mr. Parul Dawar signed by 114 members with their ODA Membership Nos.

The House asked the Secretary to read out the resolution passed in the adjourned AGM.

Mr. Sandeep Parikh brought to the knowledge of the House that for the very first time in the history of the Old Dalians' Association such a misappropriation of funds took place but nevertheless the same could be detected and the then President, Mr. Kripal Singh accepted it and that it was very nice on the part of the three office bearers in question to make good the payment to the ODA. He wanted to put it on record that the ODA was able to recover that fund and the three of them agreed to what was passed in the adjourned AGM. He said that the minutes of the AGM held on 27th March followed by the adjourned AGM were self-explanatory as to what transpired. He also said that in the requisition Mr. Prateek Modi has informed that he had not signed any of the cheques but had signed the Balance sheet and said that Mr. Prateek Modi



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being in such an important position as the Secretary of the Association could not detect such a major misappropriation of funds in spite of presenting balance sheet of such major losses. He said that whatever the House decided that day would be a precedent to be set for the future and the House should keep that in mind that tomorrow onwards such things do not happen. However, since the ODA happens to be a large family and keeping the camaraderie alive Mr. Prateek Modi can be pardoned from now onwards if the House agrees. He said that initially we had penalized him and now we are here again today to re-look at the decision, however, whatever the House decides shall be final and binding to him.

Mr. Ajay Bagadiya then enquired from the Secretary that was Mr. Prateek Modi asking for revocation of suspension from the retrospective effect from the day of the suspension or from the present day, to which the Secretary informed that that the Petitioners had asked for revocation right from the very first day and that Mr. Modi's name be struck off from the resolution that took place on the 31st of July 2022.

Mr. Deepak Kasliwal then enquired whether the House had the authority to initially punish and then pardon the person accused of misappropriation of funds and he said that this matter was of criminal offence and should be reported to the Authorities. The Secretary in answer to that informed the House that this matter was already discussed in the adjourned AGM and the House had decided not to take the matter outside the premises of the Association as it shall bring in bad name not only to the Association but to the school as well and hence the matter should be discussed in the House itself. Mr. Deepak Kasliwal in retaliation asked for the same to be reported to the sub-registrar.

Mr. Dheeraj Lulla then requested the chair that they had not gathered here for discussions but for a particular purpose and the House should stick on to the agenda as all present were aware of the facts and everyone should be given a stipulated time to talk and the matter should be put to the House to decide the resolution if any.

Mr. Sandeep Parekh said that Mr. Prateek Modi had already accepted the mistake himself along with the two other office bearers and now his request is that he should be pardoned and the same is for the House to decide.



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Mr. Rituraj then said that it was the decision of the house to keep it within the family and that his opinion was that yes some reprieve can be given keeping in mind the precedent for the future but the entire punishment should not be scrapped, he can exist as a member but should not hold any position in the ODA from here on.

Mr. Ranjeet Chopra seconded Mr. Rituraj's statement.

Mr. Ajay Bagdiya then said that the major issue was that whether we were in favour of recalling the suspension of membership of one year against Mr. Prateek Modi and also entitling him now or rather removing his disentanglement from holding a post by contesting or otherwise. He further added that it is a very important fact that on 31st of July, 2022 there were certain decisions taken and any deliberation with the greatest respect to the esteemed members of that meeting and also to the office bearers is not open to discussion except to the extent of which this recall is being requisitioned. We are not permitted to reconsider or introspect the decisions taken because that is over and done with and that are we prepared to extend our camaraderie towards each other and say that an exception be made for one of the office bearers who has not signed any cheque and did he participate in the financial transactions of the association, at best what Mr. Prateek Modi did could be called as ignorance towards the duty he was assigned for being on the responsible position of a Secretary and he felt that the punishment given to him was much harsh and asked for a voting of the house in relation to the matter.

Mrs. Divya Nagpal then said that mistake was committed and punishment was given also the money was received and as we want to maintain the Old Dalians Association as a fair, respectable and transparent organisation and we want the running of the ODA to continue the way it has been continuing in the past, so we do not want this as a precedence for the future and that if a correction is happening we should let it happen. We should now again welcome Mr. Prateek Modi as a member of the ODA and she also added that at the same time we should not justify the mistake.

Mr. Ranjeet Chopra then said that he should not be allowed to contest in an election but should be taken back as a member.



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Mr. Dheeraj Lulla then said that the House had gathered for the requisition of Mr. Prateek Modi and not the two others, the problem was that all three were dissected as one and Mr. Prateek Modi has already been out of the association from last 7 months and this fight is for his dignity to be restored as he has paid from his pocket and accepted his mistake and now he should be welcomed as a regular member and with the rights of a regular member from 1st March onwards.

Mr. Bandi said that a precedence was to be set and the punishment cannot and should not be washed out totally and some punishment should prevail.

Mr. Shamit Dave said that Mr. Ajay bagdiya had defined the matter properly and the same should be put to vote.

Mr. Sumit Chandok then requested the secretary that Mr. Parul Dawar had submitted a requisition and the same should be put to vote to the House point wise.

Mr. Pankaj Bagdiya then got to the knowledge of the House that there were no 2 points to the requisition and that there was an agenda which had to be either passed or failed.

Mr. Sunil Bajaj then said that a discussion had already been done on this subject on 31st July and resolution was passed unanimously and he further added that now we do not have any authority to delete that resolution which was moved as a lot of other members were also present in that adjourned Annual General Meeting. However, if we want to reconsider the resolution it is like a review petition to the honourable House again and review petition is always a welcome petition but whatever has been passed the same cannot be deleted. We can take a fresh decision and if the House feels that it was a case of ignorance it can be very well done but it cannot be done from the retrospective effect and has to be done from today and he also said that he appreciates what Mr. Lulla had said and that we should close this matter till the 31st of March and move ahead.

Mr. Pratik Sanghvi said that very soon other petitions will come so the decision should be taken on a case to case basis and not as a precedent for the next one.



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Mr. Parikh said that it seems that there is General consensus that the punishment should be up to a certain date and instead of further discussions a decision should be taken.

Mr. Vigya Patni said that he agrees with Mr. Dheeraj Lulla and said that Mr. Prateek Modi has paid out of his pocket and has been away for more than 7 months which itself has been a big penalty and that he should be reinstated as a normal member from now onwards.

Mr. Sunil Bajaj informed that the House has the empowerment to pass any resolution today as well as exactly whatever is suggested or partly moderated but the resolution cannot be from the retrospective effect it can be from today onwards. Whatever resolution is taken would be from this meeting and it shall not overwrite the resolution from the earlier meeting.

However, Mr. Ajay Bagdiya got to the knowledge of the House that there is no legal bar on requisitioning an EOGM to upturn, erode, and set aside an earlier resolution either passed in an AGM or an EOGM. He further stated that any decision can be obtained by calling an EOGM.

Mr. Amit Choudhary brought to light that what Mr. Prateek Modi was asking for was not to attend events etc, he is asking for restoration of honour and that is what is to be considered. He further stated that do we believe that Mr. Modi played an active part in the misappropriation of funds or not which was to be decided by the House.

Mr. Navneet Bagree then came up and said that he along with Mr. Parul Dawar had moved in the petition signed by 114 other ODA members for the Restoration of honour of Mr. Prateek Modi and that the mistake had already been admitted by him and he said that he respects the views of the hon. members present in the house and that the petitioners agree to the membership being restored from today onwards or 1st of March/April as a regular member with equal rights.

Mr. Navneet Bagree then proposed that Mr. Prateek Modi should be restored as a member from 1st of March onwards and should be allowed to contest any election or hold any post in the ODA from 1st of March, 2023.

Mr. Dheeraj Lulla seconded the same.



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The House passed the proposal unanimously. However, Mr. Deepak Kasliwal wanted his objection to be put on record and the same was noted.

The meeting ended with a vote of thanks to the chair.